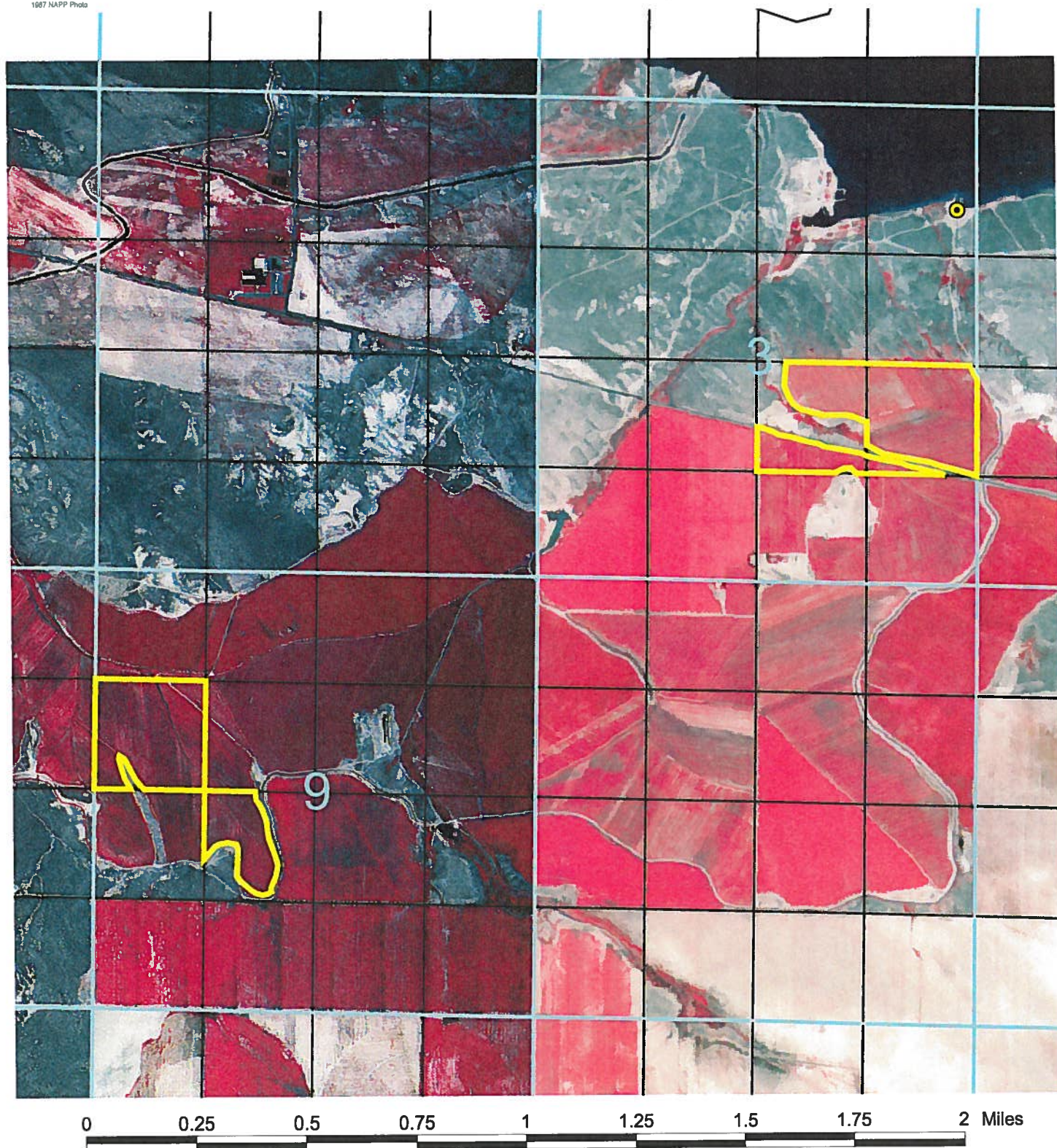


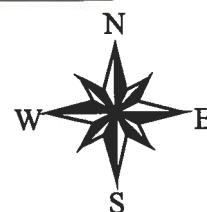
Idaho Department of Water Resources

1987 NAPP Photo



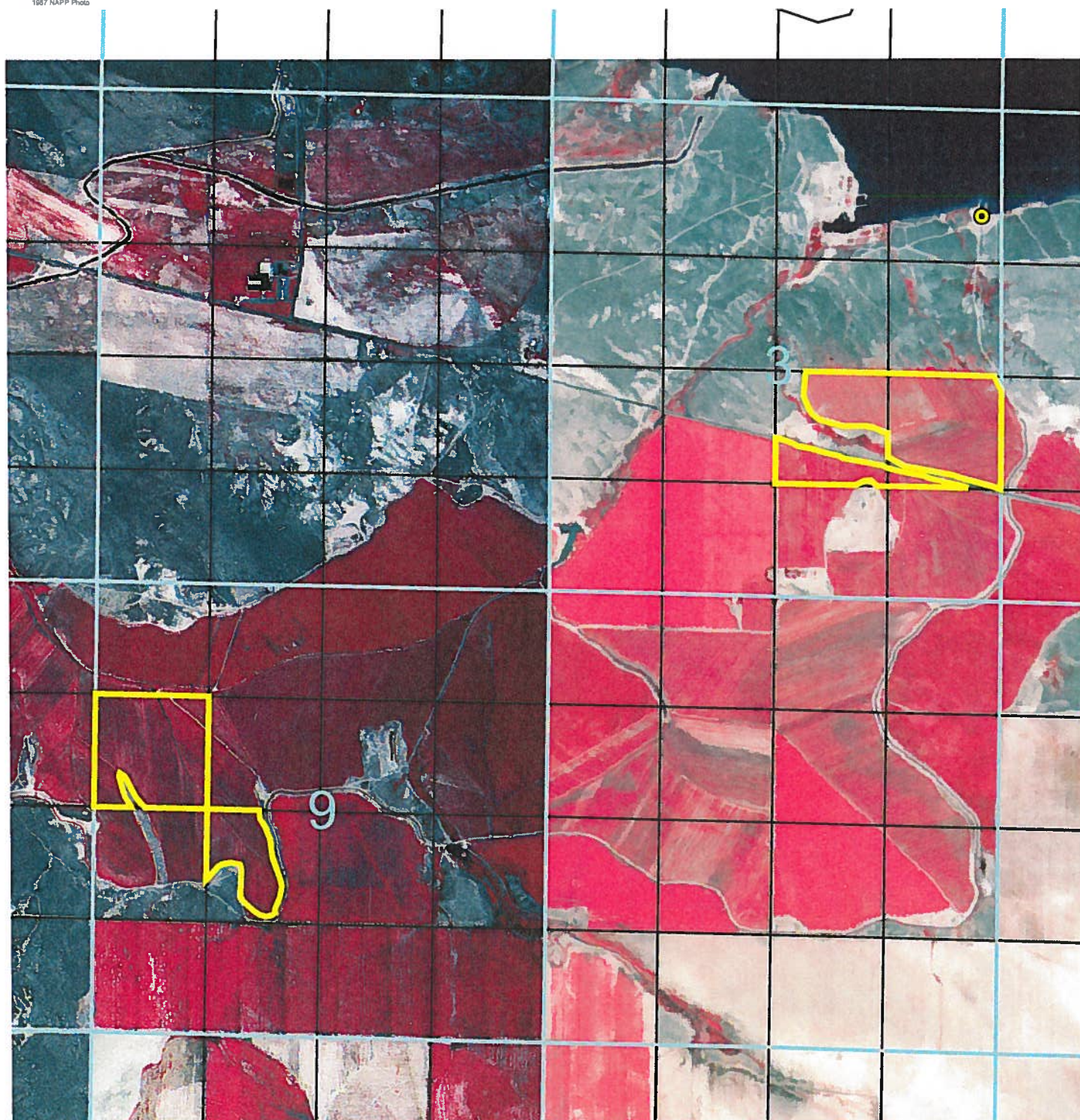
Claim Number: 02-4003A
Legal: T06S, R04E, S3 & S9
Reviewed By: JLD 8/1/05

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



Idaho Department of Water Resources

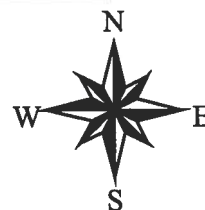
1987 NAPP Photo



0 0.25 0.5 0.75 1 1.25 1.5 1.75 2 Miles

Claim Number: 02-4003A
Legal: T06S, R04E, S3 & S9
Reviewed By: JLD 8/1/05

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



08/01/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 2-4003A

NAME AND ADDRESS: M L INVESTMENT CO
PO BOX 27
BOISE ID 83707-0027

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION:

T06S R04E S3 NENE Lot 1 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.100 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County

T06S R04E S03	NESE	39.0	T06S R04E S03	NWSE	25.0
T06S R04E S09	SWNW	38.0	T06S R04E S09	NESW	17.0

119 ACRES TOTAL

Right Nos. 2-4003A and 2-4003B are limited to the irrigation of a combined total of 119 acres in a single irrigation season.

This right is limited to the irrigation of 5 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The following rights are also diverted through point of diversion described above: 2-2085, 2-2096, 2-2098, 2-2102, 2-2137, 2-2138, 2-4003A, 2-4003B, 2-7090B & 2-10016.

This right is a split from former right 02-04003.

Disallow Conditions
P1, P3, P11, P12.

22.99 cfs Apr 63

Disallowed Rec. as 2-21-93

22.5
40.5

10172
K02, K09, C11

Water Right #	Priority Date	Basis	Owner	POD	Diversion Amount	Remaining Diversion	Acres	cfs/acre
✓ 2-02085	11/14/1950	License	ML Investment Co.	6S 4E S3 NENE	12.3	10.69	632	0.019462025
✓ 2-02098	3/17/1952	License	ML Investment Co.	6S 4E S3 NENE	3.2	7.49	160	0.02
✓ 2-02096	3/18/1952	License	ML Investment Co.	6S 4E S3 NENE	1.66	5.83	632	0.002626582
✓ 2-02102	12/5/1952	License	ML Investment Co.	6S 4E S3 NENE	1	4.83	50	0.02
✓ 2-02137	9/4/1956	License	ML Investment Co.	6S 4E S3 NENE	0.66	4.17	33	0.02
2-04003A	4/1/1961	BU	ML Investment Co.	6S 4E S3 NENE	0.1	4.07	119	0.000840336
✓ 2-00005	6/16/1963	BU	ML Investment Co.	6S 4E S3 NENE	0.72	3.35	146	0.004931507
2-02138	6/16/1963	License	ML Investment Co.	6S 4E S3 NENE	2.2	1.15	146	0.015068493
2-04003B	4/1/1964	BU	ML Investment Co.	6S 4E S3 NENE	2.28	-1.13	119	0.019159664
2-10016	12/31/1986	BU	ML Investment Co.	6S 4E S3 NENE	1.66	-2.79	80	0.02075
2-07090B	8/24/1971	License	Thomas and Diana Nicholson	6S 4E S3 NENE	3.04	-5.83	152	0.02

3 pumps

pumps

pansions

91

Add to 2-2096 E37, E31

originals in 7-7085

Overlaps

— 2-7090B Overlapping Claims

2-2085 - 11/14/50 - 12.30 - 632 - ≈ 0.0195 ML ^{0.0001} Simplot
 2-2096 - 3/18/52 - 1.66 - 632 - ≈ 0.0026 ML investment owner, Simplot att
 (see 2-10016 for expansion)

2-4003A - 4/1/61 - 0.1 - 119 - ≈ 0.0008 > 0.02 ML, Simplot
 2-4003B - 4/1/61 - 2.28 - 119 - ≈ 0.0192
 (53 NESE39) NWSE25 59 SWNW38, NESW10
 2-4003 - factory 1+2.32 - 121 - 8.02 - grid 8/29/63
 (53 NESE37, NWSE25 59 SWNW39, NESW15, NESE5)

2-2137 - 9/4/56 - 0.66 - 33 - $= 0.02$ ML, Simplot
 (license "supplemental vegetation")

2-2098 - 3/17/52 - 3.2 - 160 - $= 0.02$ ML, Simplot

— 2-2137 overlapping claims

2-7090B (see above)

2-5 - 6/16/63 - 0.72 - 146 - $= 0.0049$ > 0.02 ML, Simplot

2-2138 - 6/16/63 - 2.20 - 146 - $= 0.0151$ ML, Simplot

Claims

2-2137

claim POLK PK5 $\Rightarrow 2 \times 40 = 80$

claim (new) = 33

unreaped

65 HE 54 NENW 2-2137 (?), 2-5(26), 2-2133(26) ✓

NW1/4 2-2137(24), 2-7090B(9), 2-7090B (400.000 PPOK) ✓

overall 2137 PPOK = 33 + 26 + 9 = 68 -

Claims

2-7090B

claim POU 745 $\Rightarrow 12 \times 40 = 480$ ac
 claim acres $\Rightarrow 152$
 tax lots $\Rightarrow$ all Simplelot

(S11 NWNW not on map)

T06504E

Overlaps

52 NW5W 2-2085 (12), 2-2096 (12), 2-7090B (24) ✓

53 NW5E 2-4003A (25), 2-4003B (25), 2-7090B (9) ✓

SW5E 2-2085 (22), 2-2096 (22), 2-7090B (13) ✓

SESE 2-2085 (35), 2-2096 (35), 2-7090B (4) ✓

59 ^{S. 1/4} NWNW 2-2137 (24), 2-^{N. 1/4}7090B (9) ✓

SENW 2-2098 (36), 2-7090B (4) ✓

NW5W 2-2098 (36), 2-7090B (4) ✓

510 NESW 2-2085 (29), 2-2096 (29), 2-7090B (11) ✓

NW5W 2-2085 (12), 2-2096 (12), 2-7090B (27) ✓

NESE 2-2085 (25), 2-2096 (25), 2-7090B (13) ✓

511 NWNW 2-2085 (10), 2-2096 (10), 2-7090B (30) ✓

Overall within PPOU = $152 + 12 + 25 + 22 + 35 + 24 + 36 + 29 + 12 + 25 + 10 = 418$

Since 7011 (65 HE S3 LI NENE)

72-2-5 $\pm$ 6/16/63 - #

12.50-2-2025 - 11/14/50 - 1 - 12.5

1.65-2-2096 - 7/13/52 - 3 - 17.10

3.20-2-2098 - 3/17/52 - 3 - 15.0

1.00-2-2102 - 12/3/52 - 4

✓ 2.66-2-2137 - 9/4/56 - 5

2.20-2-2135 - 6/15/63 - 7

2.10-2-4003A - 4/1/61 - 6

2.23-2-4003B - 4/1/64 - 9

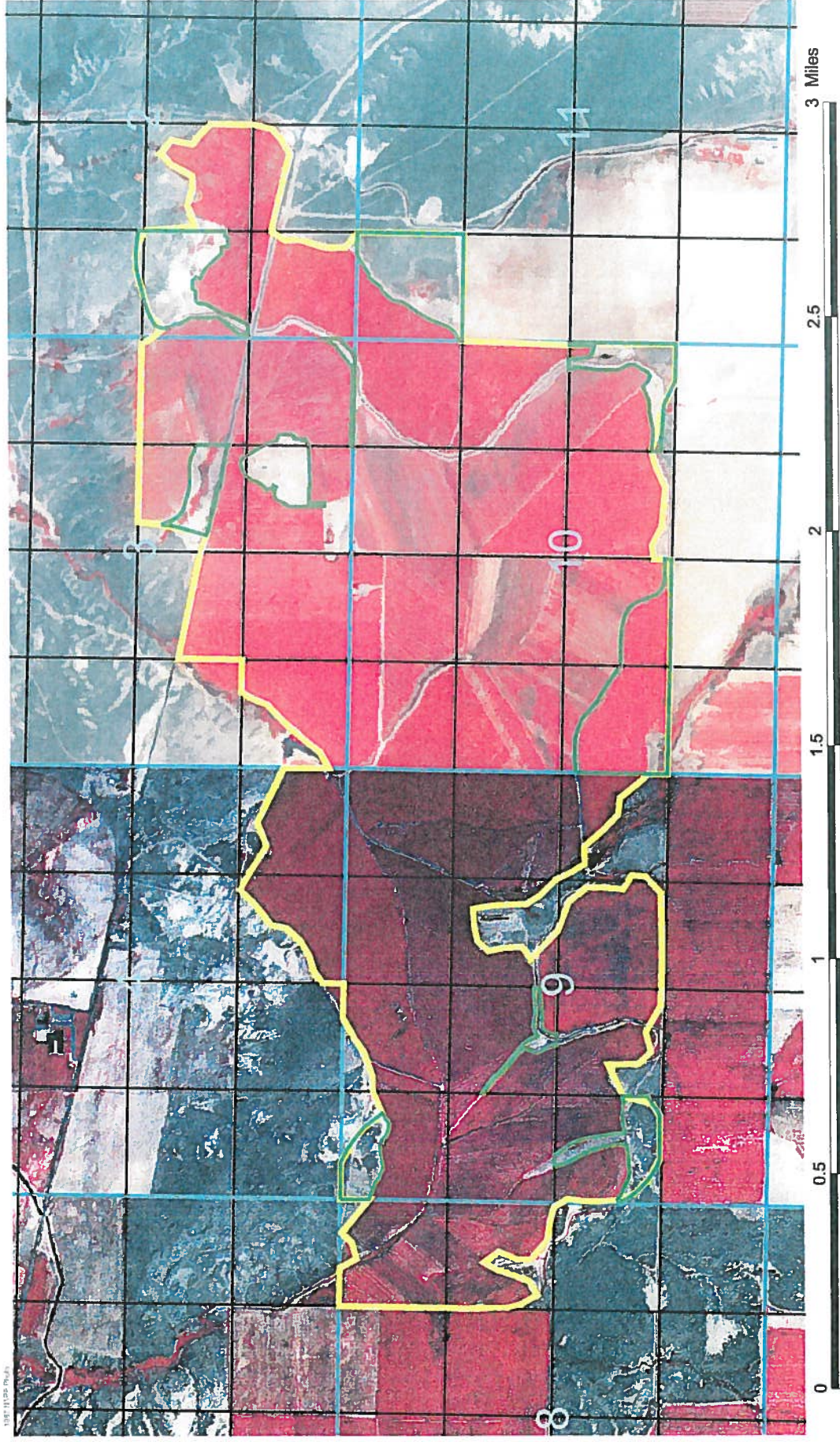
✓ 3.04-2-2090B - 8/24/71 - 10

1.66-2-10016 * (supplement of 2-2096) - 12/3/50 - 11

2-25.32

* = M. R. Investment Co (owner)
 1. ✓ Simplelot Co (772 records)

Idaho Department of Water Resources

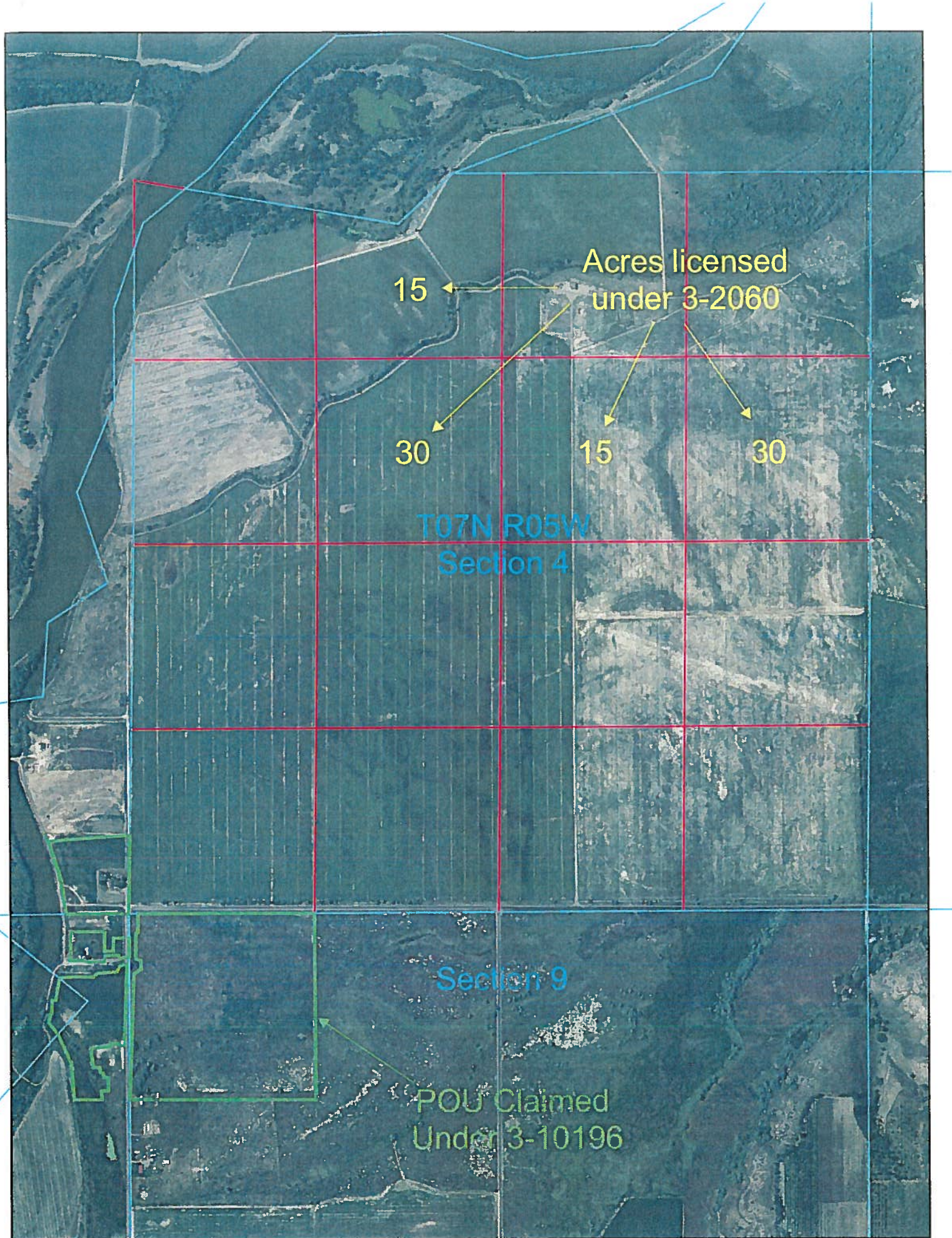


Farm 2 Approximate Place of Use
 Legal: T06S, R04E, S2-4, 8-11
 Claim Numbers: 2-2085, 2-2096, 2-2098
 2-2102, 2-2137, 2-2138, **2-4003A**
 2-4003B, 2-7090B and 2-10016

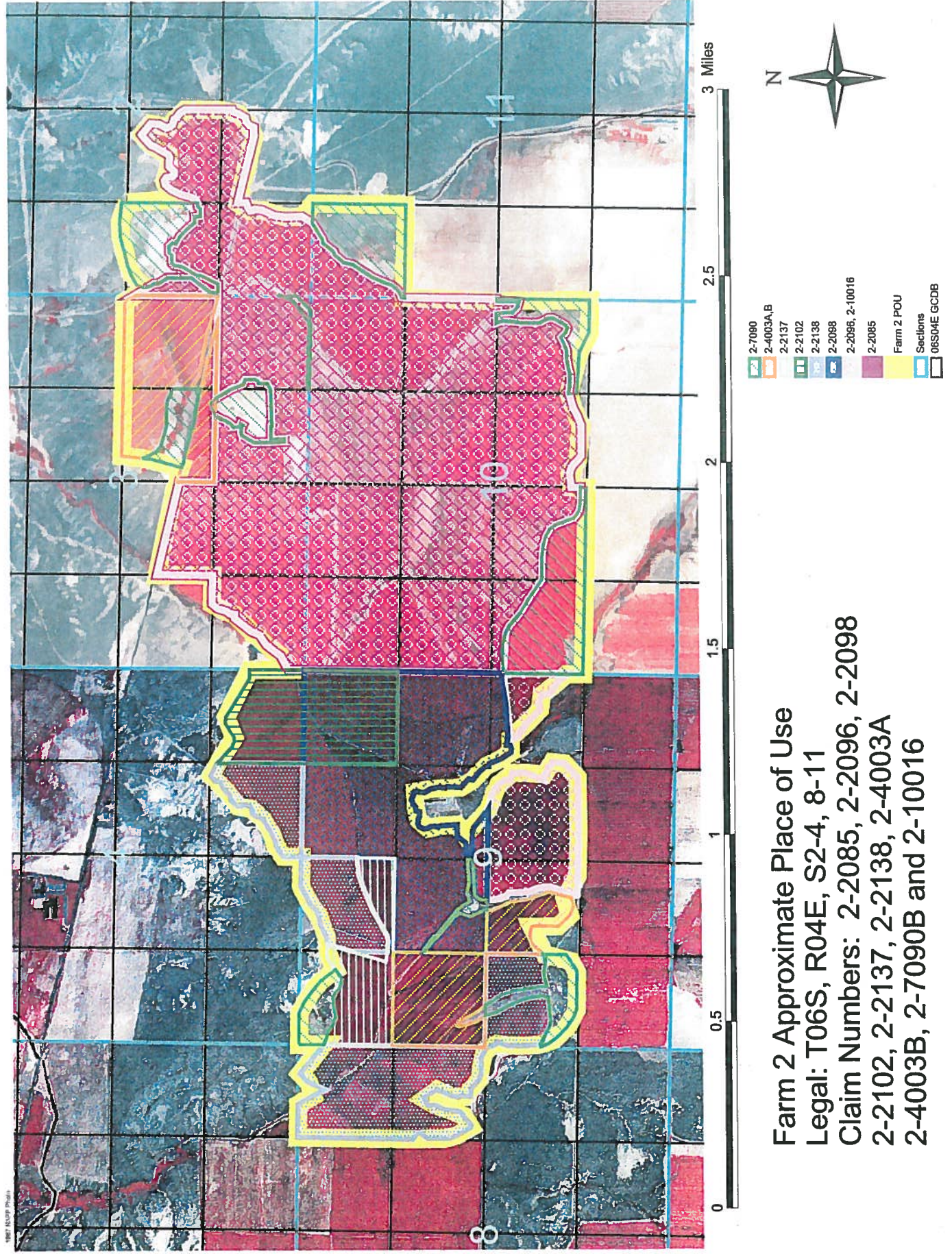
2-7090B Rec POU
 Farm 2 POU
 Sections
 06S04E GCDB

Claim Number	Recommendation Status	Acres	TextBlock
2-5	Disallowed	146	FARM 2.□□
2-2085	JD verified	632	FARM 2
2-2096	JD verified	712	FARM 2 SEE CLAIM A02-10016 FOR EXPANSION OF THIS RIGHT
2-2098	JD verified	160	FARM 2
2-2102	JD verified	50	FARM 2
2-2137	SR verified	33	FARM 2
2-2138	JD verified	146	FARM 2
2-4003A	JD verified	119	FARM 2
2-4003B	JD verified	119	FARM 2
2-10016	JD verified	712	See 2-2096 above

2-7090B	SR verified	152	Needs Change of Ownership
---------	-------------	-----	---------------------------

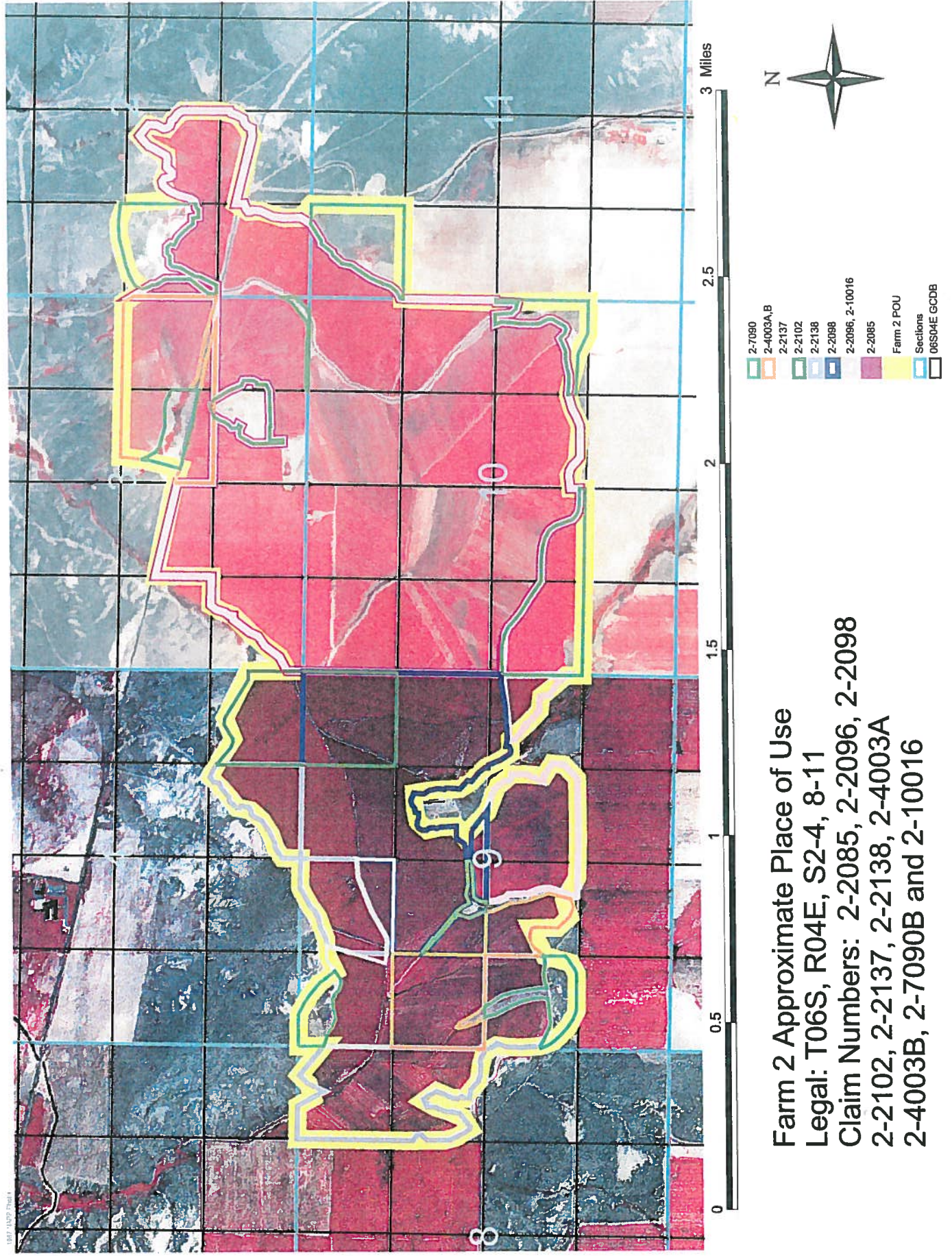


Idaho Department of Water Resources



Farm 2 Approximate Place of Use
 Legal: T06S, R04E, S2-4, 8-11
 Claim Numbers: 2-2085, 2-2096, 2-2098
 2-2102, 2-2137, 2-2138, 2-4003A
 2-4003B, 2-7090B and 2-10016

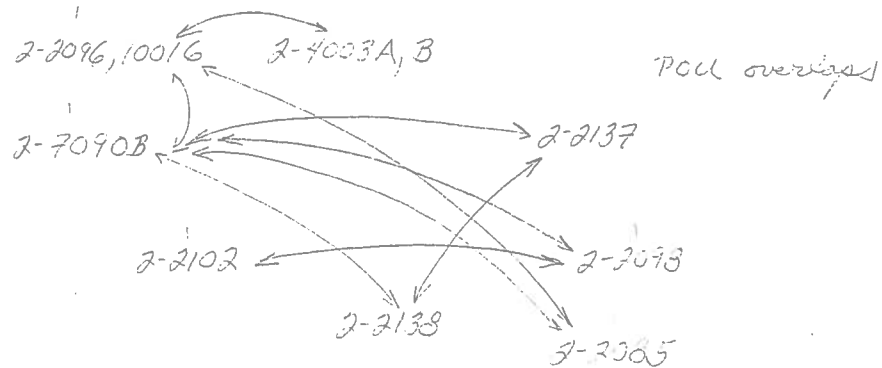
Idaho Department of Water Resources



Farm 2 Approximate Place of Use
Legal: T06S, R04E, S2-4, 8-11
Claim Numbers: 2-2085, 2-2096, 2-2098
2-2102, 2-2137, 2-2138, 2-4003A
2-4003B, 2-7090B and 2-10016

③ 2-2085	632	12.3	$85 + 76 = 632$
③ 2-2096	712 (132)	1.66	$76 + 10016 \leq 1.66$
④ 2-2095	160	3.2	
⑤ 2-2102	50	1.0	
⑥ 2-2137	33	0.66	
⑦ 2-2138	146	2.2	
⑧ 2-4003A	119 (5)	0.1	$4003A + 4003B \leq 119$
⑨ 2-4003B	~~119 (5)~~	2.28	$\sum n_i \leq 22.79$
⑩ 2-7090B	152	3.04	Overlap
⑪ 2-10-16	~~712 (30)~~	~~1.66~~	enlargement of 2-2096

Total 2 shapes = 1408 acres ← E56 POU-enlargement



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 040 Date: _____

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	65	4E	3													39	25			
GIS																40	40			
Claim			9							38		17								
GIS										40		40								
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's _____

Total Claimed Acres: 19

Overlapping FOU Claim #'s:

Total GIS Acres: _____

02-64003B , 02-07090B , 02-10016

COMMENTS:

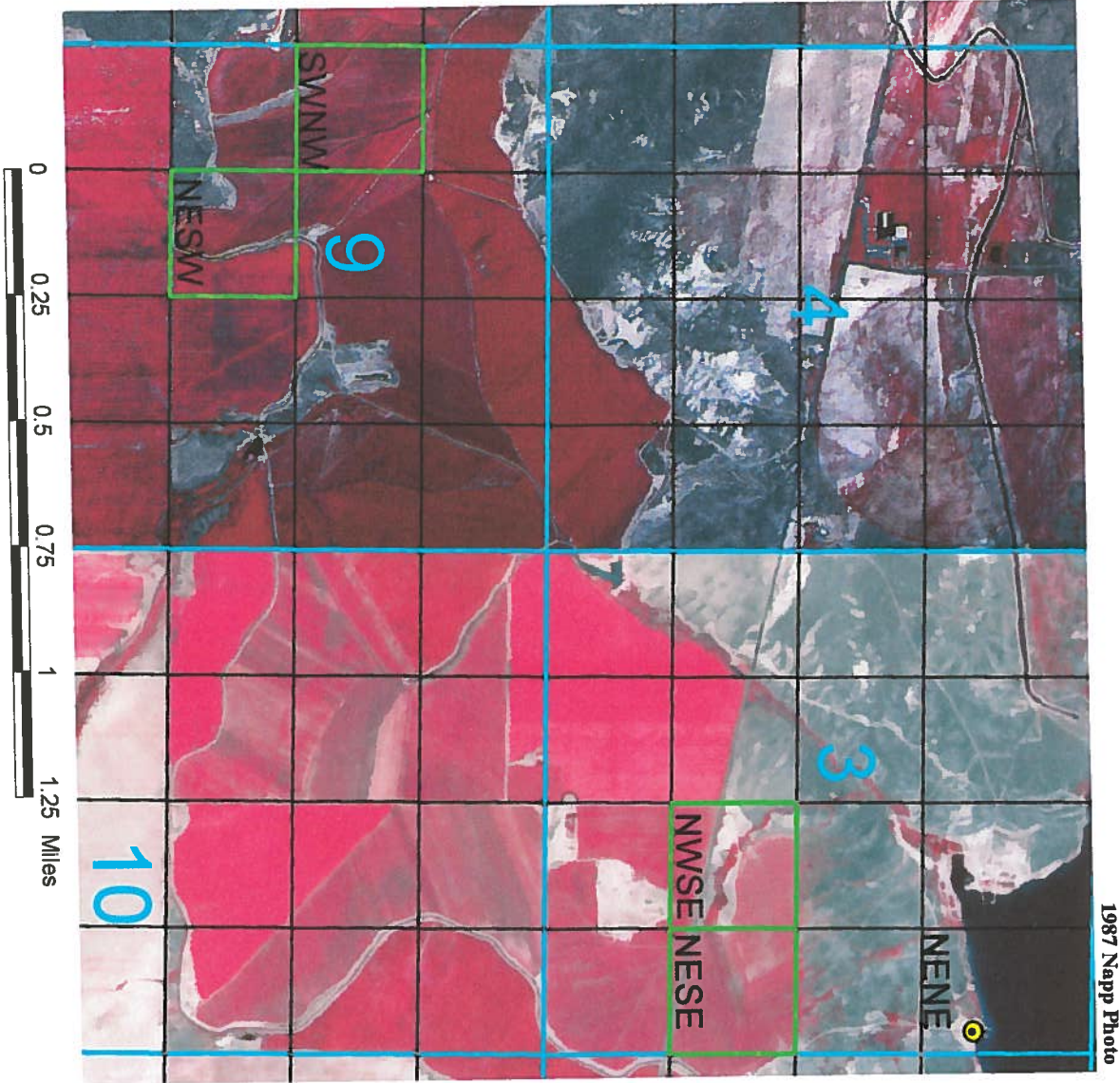
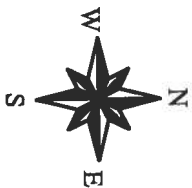
per claim map.

POD per claim legal.

Idaho Department of Water Resources

Claim Number: 02-04003A
Legal: T06S, R04E, S03, 09
Reviewed By:

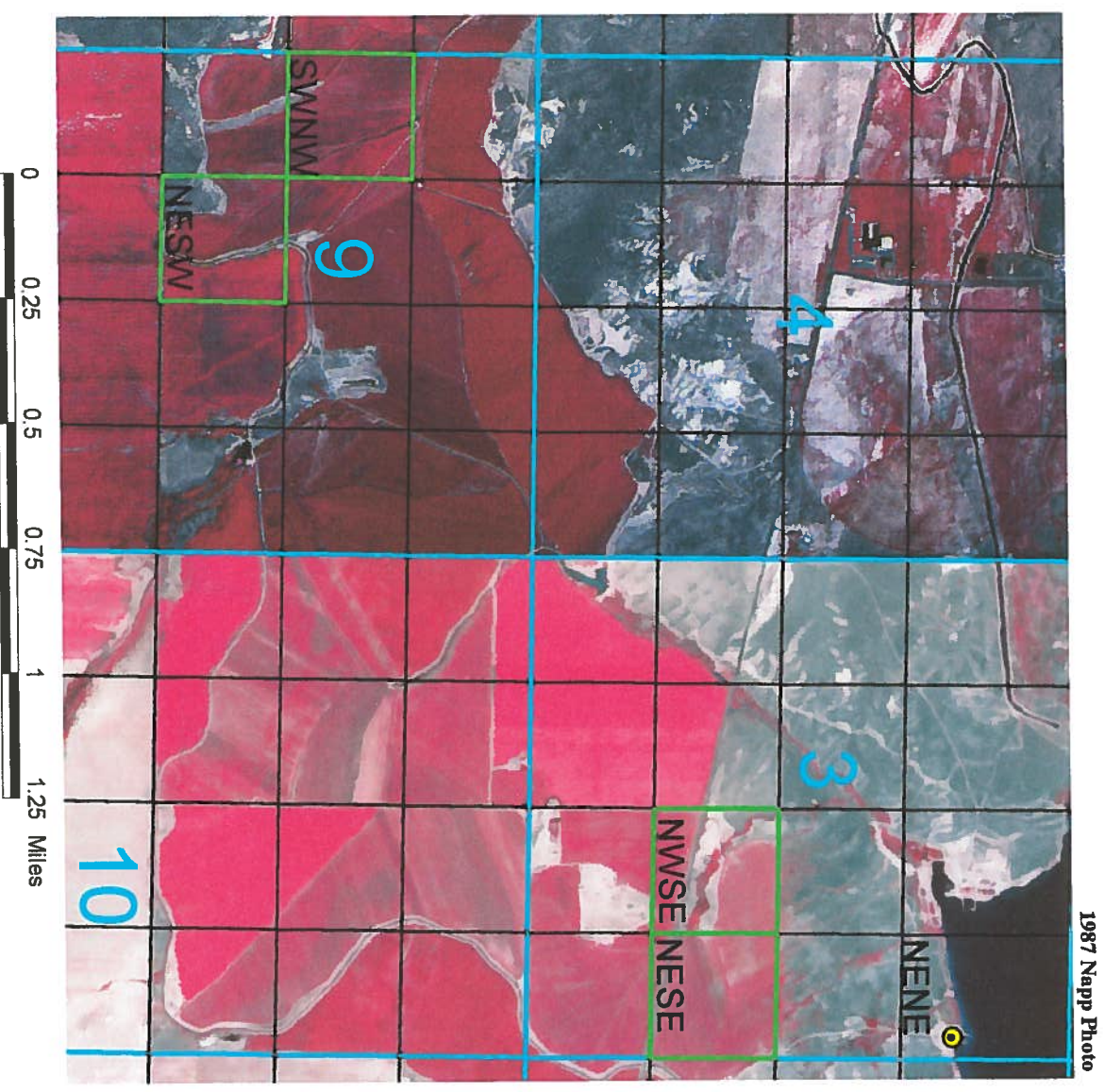
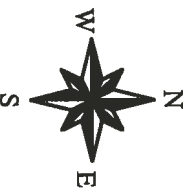
- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



Idaho Department of Water Resources

Claim Number: 02-04003A
Legal: T06S, R04E, S03, 09
Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A02-04003A

Date Received: 3/1/89

Receipt No: C005639

Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAR 01 1989

Department of Water Resources

1. Name: M. L. INVESTMENT CO.
Address: P. O. BOX 27
BOISE, ID

83707

2. Date of Priority: APR 01, 1961

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	04E	3	NE	NE		1	OWYHEE

5. Description of diverting works:
PUMP AND CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		

7. Total Quantity Appropriated is:
0.100 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 416.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	04E	3	NE	SE		IRR	39.0
			NW	SE		IRR	25.0

Section Acres 64.0

A02-04003A

Page 1

Date: 02/24/89

MICROFILMED

AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	04E	9	SW	NW	IRR	38.0
			NE	SW	IRR	17.0
					Section Acres	55.0
					Total Acres	119.0

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
02-04003B

14. Remarks:
FARM 2

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1 Map

For Organizations:

I do solemnly swear or affirm that I am _____ Secretary _____ of _____ Title _____

M. L. Investment Co. _____, that I have signed the foregoing
Organization
document in the space below as _____ Secretary _____ of
Title _____

M. L. Investment Co. _____ and that the statements contained in the
Organization
foregoing document are true and correct.

James D. House
Signature of Authorized Agent

Secretary, M. L. Investment Co.
Title and Organization

2-28-89

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of February 19 89

Vicki A. Lower
Notary Public

Seal

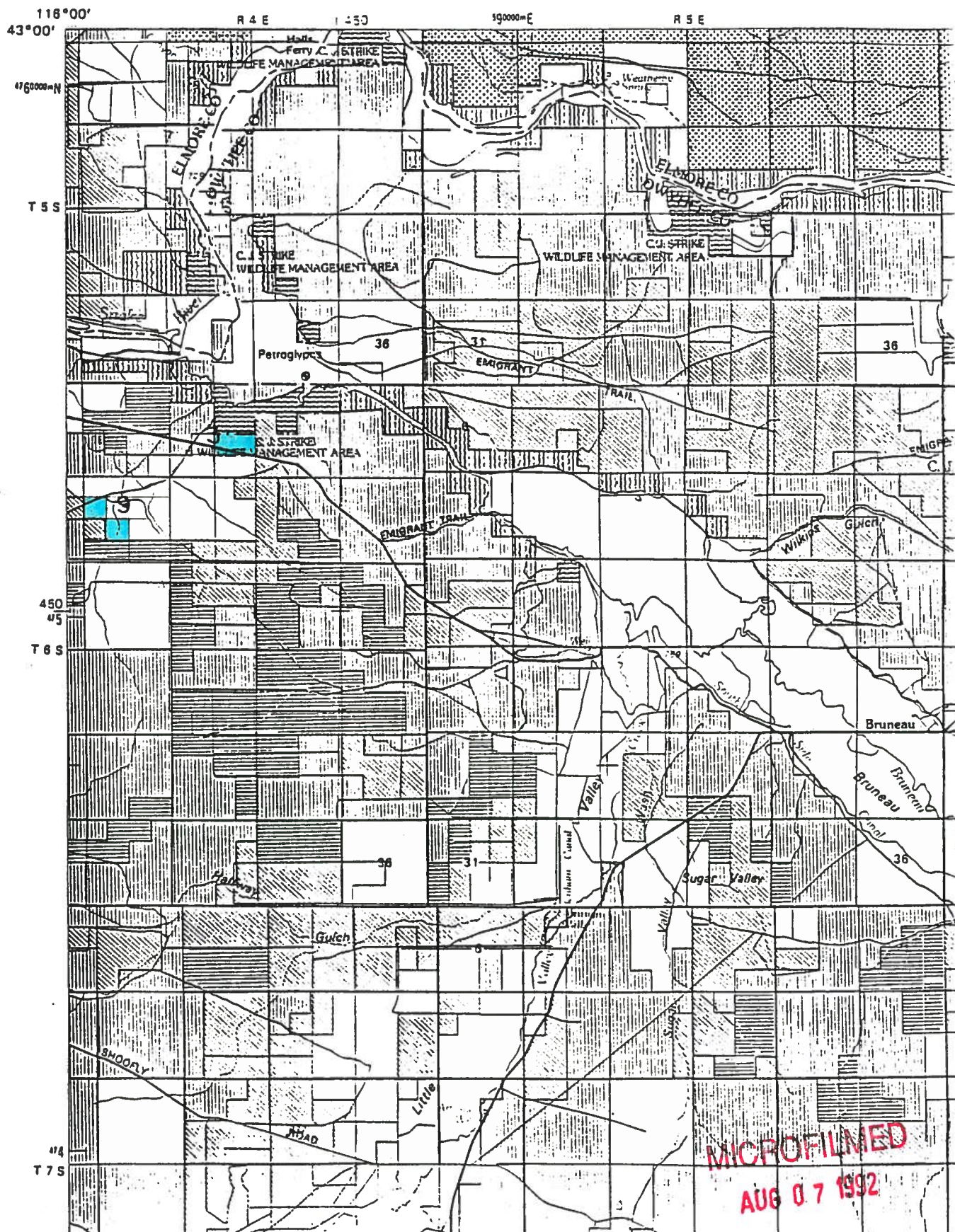
Residing at Meridian, Idaho

My Commission Expires 11-06-91

WATER RIGHT # 102-04003A CRATER FIRE # 1 MFL INVESTMENT # 1

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

(MURPHY)





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

W.O.

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 20, 1994

RECEIVED

MAY 20 1994

WATER RESOURCES
WESTERN REGION

HOLLY PEPE
LEGAL DEPARTMENT
J R SIMPLOT COMPANY
PO BOX 27
BOISE ID 83707-0027

RE: Snake River Basin Adjudication (SRBA)
Co-counsel for J. R. Simplot Company

Dear Ms. Pepe:

Our records were modified May 19, 1994, to reflect Terry Uhling and Gray Young as co-counsel for J. R. Simplot Company. Bruce Belzer was removed from the water right claim records on which he appeared as counsel.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely,

Sally Sherman
Secretary, Adjudication Bureau
Department of Water Resources

SS:regions

MICROFILMED

AUG 16 1994

CORPORATE HEADQUARTERS

RECEIVED

MAY 20 1994

WATER RESOURCES
WESTERN REGION

April 12, 1994

RECEIVED

APR 14 1994

Department of Water Resources

Donald V. Shaff
Manager, Adjudication Section
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

*Records modified 05-19-94
by Don Shaff. Sel. file
copy attached.
-Sal*

RE: Snake River Basin Adjudication
Case No. 39576 and Subcase Nos. 36-13320 & 57-02203A

Dear Mr. Shaff:

In response to your letter of March 24, 1994, please modify your records to reflect that Terry T. Uhling and Gray Young are co-counsel of record in the above referenced matter. Mr. Uhling and Mr. Young are in-house counsel for J. R. Simplot Company, and, therefore, would be apprised of all matters relating to the claims of Simplot and its related company subsidiaries and affiliates as a matter of course. The attached Exhibit A does represent all water rights we are aware of at this time to which the Notice applies.

For your information, I have also enclosed a copy of a letter and attached Notice of Withdrawal from Diana Delaney, Chief Deputy Clerk of the Snake River Basin Adjudication Clerk's Office, which indicates that Bruce Belzer never was recorded as being counsel for J. R. Simplot Company.

If you have any questions, feel free to call me at 389-7201.

Sincerely,



Holly Pepe
Legal Department

/hp
Enclosures
5517v

MICROFILMED

AUG 16 1994

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



RECEIVED
APR 14 1994
Department of Water Resources

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

April 6, 1994

Gray Young
Terry Uhling
J. R. Simplot Company
P.O. Box 27
Boise, ID 83707

Records modified 05-19-94
by Don Shaff. Sel. file
copy attached. - Sel

RE: Appearance of J. R. Simplot in Subcase Nos. 36-13320 and 57-02203A

Dear Mr. Young and Mr. Uhling:

Enclosed I am returning your *Notice of Withdrawal of Counsel* which was received by the court on April 5, 1994, and which stated that Bruce L. Belzer was withdrawing as counsel for J. R. Simplot Company in the above-referenced subcases.

After a search of the files for the above subcase, I am unable to locate any appearance by Bruce L. Belzer. However, on January 28, 1994, a *Notice and Entry of Appearance* was filed on behalf of J. R. Simplot in these subcases. That notice listed Gray Young and Terry Uhling as counsel for J. R. Simplot.

Sincerely,

Diana R. Delaney
Chief Deputy Clerk

DRD

Enclosure

cc: Chief, Natural Resources Division
U.S. Department of Justice

MICROFILMED

AUG 16 1994

1 GRAY YOUNG, Assistant General Counsel
2 TERRY T. UHLING, Assistant General Counsel
3 Environmental & Regulatory Affairs
4 J. R. SIMPLOT COMPANY
5 P.O. Box 27
6 999 Main Street, Suite 1300
Boise, Idaho 83707
Telephone: (208) 389-7318
Fax: (208) 389-7515

7 Attorneys for J. R. Simplot Company

1994 APR - 5 PM 2:52
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

8
9
10 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
11 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

12 In Re the General Adjudication)
13 of Rights to the Use of Water)
14 from the Snake River Basin)
Water System.)
_____)

Civil Case No. 39576

15)
16 The State of Idaho, ex rel.)
17 R. Keith Higginson in his)
18 official capacity as director)
of the Idaho Department of)
Water Resources,)

19)
20)
21)
22)
23)
24)
25)
26)
27)
28)
Petitioner,)

v.)

NOTICE OF WITHDRAWAL
OF COUNSEL

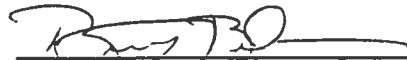
22 The United States; the State of)
Idaho; and all claimants to the)
23 use of water from the Snake)
River Basin Water System,)
24)
25)
26)
27)
28)

Defendants.)
_____)

1 **PLEASE TAKE NOTICE** that Bruce L. Belzer hereby withdraws as
2 counsel of record for J. R. Simplot Company in the above entitled matter
3 and the following listed subcases:
4

5 36-13320
6 57-02203A

7 DATED this 4~~th~~ day of April, 1994.

8 

9 Bruce L. Belzer
10 Assistant General Counsel for
11 J. R. Simplot Company
12
13
14
15
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17
18
19
20
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22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of April, 1994, I caused to be served a true and correct copy of the foregoing by United States mail, postage prepaid, addressed to the following:

James Annest
Law Office of James Annest
1742 Overland Avenue
Burley, Idaho 83318

Richard F. Smith
P.O. Box 70
Rexburg, Idaho 83440

Josephine P. Beeman
MOFFATT, THOMAS, BARRETT,
ROCK & FIELDS
First Security Bank Building
911 West Idaho
P.O. Box 829
Boise, Idaho 83701

Brad A. Flinders
STUNZ, FONDA, NICHOLS, KIYUNA,
OKAI, HORTON & FLINDERS
P.O. Box 1565
Nyssa, Oregon 97913

Cliff S. Bentz
YTURRI, ROSE, BURNHAM,
BENTZ & HELFRICH
P.O. Box 450
Fruitland, Idaho 83619

Kent W. Foster
HOLDEN, KIDWELL, HAHN & CRAPO
330 Shoup Avenue
P.O. Box 50130
Idaho Falls, Idaho 83405

Randall C. Budge
RACINE, OLSON, NYE,
COOPER & BUDGE, CHARTERED
201 East Center, Suite 2A
P.O. Box 1391
Pocatello, Idaho 83204-1391

Randall C. Fredricks
COSHO, HUMPHREY, GREENER &
WELSH, P.A.
Carnegie Building
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Boise, Idaho 83702

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22 **Addresses Under A.O.1., Section 7.d(2)**

23 Chief, Natural Resources Division
24 Office of the Attorney General
25 State of Idaho
26 P.O. Box 44449
27 Boise, Idaho 83711-4449

28 **MICROFILMED**

AUG 16 1994

1 United States Department of Justice
2 Environment & Natural Resources Division
3 550 West Forth Street, Box 33
4 Boise, Idaho 83724

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MICROFILMED
AUG 16 1994

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON ~~DRAINAGE BASIN~~
BORDER.

NOTICE OF CLAIM TO A WATER RIGHT

02-4003A	
I.D. No.	Map No.
\$ <u>30.</u>	<u>19461</u>
Fee Paid	Receipt No.

Notice is hereby given that M. L. INVESTMENT COMPANY
(Name of Claimant)

P. O. Box 27 Boise, ID 83707

(Mailing Address)

Tom Blessinger

Telephone No. 342-8194

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 4/01/1961
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---------------------------------------|--|---|
| Quantity <u>0.1</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 0.1 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE Lot 1
Sec. 3, Twp. 6S, Rge. 4E, B.M. Owyhee 73 County
Additional Points: SCI: 2720(1) 492.8 492.7
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Pump and canal

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	4E	3													37	25			62.64
		9							39	15					39	86			59.55
									38	17									

Total no. of acres 121.19

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:
- (8) Remarks Farm 2 - Pre-Adjudication claim by Grandview Realty. RECEIVED
MAY 22 1981
- (9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use. Department of Water Resources
DVS ☐ B) Right decreed by court, cite title of case. Western Regional Office
☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho
Department of Water Resources. Give No. 02-4003

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

April 27th

(Date)

(Signature of Claimant)

State of Idaho

Organization

(Signature of Spouse)

County of Ada

ss.

Seal

Organization

M. L. Investment Company

By: Ronald N. Graves

(Signature of Authorized Agent) Secretary

On this 27th day of April, in the year 1981 before me
a notary public, personally appeared Ronald N. Graves

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they) executed the same.

My commission expires 4/27/83

Notary Public residing at Boise, Idaho

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by DS

Date 4/29/82

Right No. 02-4003A

Claimant ML INVEST.

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☐ License

☒ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☐ A.S.C.S. Records. Year & Photograph No. _____

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☐ Yes ☒ No Date _____

SEE MEMO 7/23/81
☐ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 OQ CJ STRIKE

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

APR 1 2 1982
MICROFILMED

02-4003A & B

02-4003A & B

7/23/81

From: D. SHAFF

I BELIEVE A FIELD EXAM FOR THIS RIGHT IS NOT NECESSARY. A FIELD EXAM FOR SEVERAL PERMITS ON THE SAME LANDS SHOWED A DIVERSION RATE OF 22.99 CFS FOR LICENSED AMTS OF 19.36 CFS. THESE TWO B/U RTS TOTAL LESS THAN THE ABOVE DIFFERENCE.

REC'D 18 JUN 81

INFORMATION

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON DRAINAGE BASIN.
BORDER.

NOTICE OF CLAIM
TO A
WATER RIGHT

02-4003A	
I.D. No.	Map No.
\$ <u>30.</u>	<u>19411</u>
Fee Paid	Receipt No.

Notice is hereby given that M. L. INVESTMENT COMPANY
(Name of Claimant)
P. O. Box 27 Boise, ID 83707 Telephone No. Top Blessinger 342-2134
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:
(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 4/01/1961

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 0.1 Use irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 0.1 TOTAL QUANTITY CLAIMED. Lot 1
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 NE 1/4
Sec. 3, Twp. 6S, Rge. 4E, B.M., Owhee County
Additional Points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Pump and canal

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
		<u>3</u>													<u>37</u>	<u>25</u>			<u>62</u>
		<u>9</u>							<u>39</u>			<u>15</u>			<u>5</u>				<u>59</u>

Total no. of acres 121

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks Farm 2 - Pre-Adjudication claim by Grandview Realty

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. Department of Water Resources, Western Regional Office
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-4003

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

April 27th (Date)
(Signature of Claimant)

State of Idaho Organization M. L. INVESTMENT COMPANY

County of Ada ss, Seal (Signature of Authorized Agent)

On this 27th day of April, in the year 1981 before me
a notary public, personally appeared
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires _____ Notary Public residing at _____

Identification No.

Claim No.

Map No.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT
Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-228a, Idaho Code, a person may file a claim to a right to the water which has been established by diversion and application to beneficial use. The filing of this claim does not establish the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form.)

1. Name of claimant: Grandview Irrigation, Inc., P. O. Box 2777, Boise, Idaho, 83701
 Post office address

2. The point of diversion is in EE 1/4 of EE 1/4 Section 3 Township 4N
 Range 4N located on Snake River

tributary to Columbia in Payson County

3. Dates of priority claimed: List the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

April 1, 1961 amount: 0.15 c.f.s. or _____ acre feet
April 1, 1964 amount: 2.32 c.f.s. or _____ acre feet
 amount: _____ c.f.s. or _____ acre feet
 Total claimed 2.47 c.f.s. or _____ acre feet.

4. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use irrigation period of use from April 1 to October 31 (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive).

5. Description of diverting works:

a. Surface water diversion dam and/or headgate material is composed of _____

Works consist of 1 turbine type pump, 150 horsepower, producing 3300 gpm; 1-60 hp turbine type pump, producing 1200 gpm; 1-275 hp centrifugal pump, producing 5800 gpm, all installed to fall into a 30" pipeline which is capable of carrying 1500 miner's inches. This falls into a ditch approximately 1/4 mile long. This is a private ditch which will readily carry 1500 miner's inches, then this branches into several laterals and distribution ditches over the entire area which will adequately carry all the water produced. One 275 hp pump and 1 200 hp pump were added to the system described above. I do not have the dates these were added.

attach well logs if available. has there been any change in pump or motor since well was first drilled? if so, give dates and explain.

Conveying works length of ditch in place of use is _____ feet width of ditch at top is _____ feet;
width of bottom of ditch is _____ feet, depth of water is _____ feet; grade of ditch per 1000
feet is _____ feet, material through which ditch passes is _____
maximum length of pipe line to first place of use is _____ feet diameter of pipe line is _____ inches;
type of pipe _____; grade of pipe per 1000 feet is _____
Please explain any changes or increase in size of conveying system since water was first appropriated, giving
date and dimensions if possible _____

d. if water is stored: name of reservoir _____
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

If feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

Has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions, and give total acres.

[illegible]

Total number of acres to be irrigated 121

Explain any significant increase in area irrigated since first use, give dates and acreages if known

get water through a ditch owned by several users? Yes

If yes give the name of the ditch

The other users and their respective

on the ditch are known

6. Where water is used for stock watering, give number of each kind of stock watered. -0-

7. Where water is used for domestic or municipal purposes give number of families served. -0-

Name of town supplied

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities. -0-

9. Herein please explain any details of your claim which you feel need clarification or additional explanation

I, the undersigned hereby makes claim to a water right as described above together with all statements are true and accurate to the best of his knowledge.

DAVID M. HAYES, INC.

L. E. Knight, Vice-president

August

1968

personally appeared before me the signer(s) of the

and acknowledged as me that he (she) (they) executed the same.

Notary Public residing at Boise, Idaho

For Department Use Only

Exception filed by

Forwarded to
claimant by:

Date

ed by Boise

check by DL Date 9-1

erved by DL Date 9-1

ved for publication by

ted in

RECEIVED

92 1918

County of Des Moines

TOWNSHIP 6 SOUTH - RANGE 4 EAST, E.M.

STRIKE RESERVOIR

Sec. 2

Sec. 10